FOR MYSORE STATE

11-40.

Rural welfare (195 2) Department.

Routine SERIES.

G.O. NO. 137

Dated 25. 2. 52.

Passed
By
Sd/-

[Despatch Abstract.]

Land Acquisition - Harijan welfare - Bellary Dist & Taluk Sudrugadda Vge - S. No 256/1 - Provn of house sites for Harijans - Draft Declaration u/s 6 of the L. A. Act - Approved, and published

Copy of D.Dis.13171/49 L1 dated 30-11-51 of the Dt. Welfare Officer, Bellary.

Sub: L.A. Harijan Welfare - Bellary Taluk - Seedaragadda village S.No.256 - Provision of house sites for Harijans D.D. Submitted.
Ref: Collector's C.No.10163/51 B5 dated 16-10-51.

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The D.N. in respect of acquisition of a portion of S.No.256 of Seedaragadda village of Bellary Taluk for provision of house sites for Harijans was approved by the Government in G.O.No.1001 dated 5-10-51 and it has been published at page 1517 of Part (1) of F.S.G.G. Madras dated 23-10-51 and hearing of objection under S 5 A of L.A. Act was posted to 29-11-51. Notices under section 5A were sent on the interested pattadars on 1-11-51.

The Pattadar did not appear. But an objection petition was filed by an Advocate on his behalf. The following are the objections urged by him.

(i) that the purpose for which the land is proposed to be acquired is not a bonafide public purpose as the poor Harijans are not in a position to construct new houses.

(ii) that the acquisition will therefore result in depriving the poor pattadar of his agricultural land without any benefit to the Harijans contrary to the Government's policy to Grow More Food grains and that the site is insanitary being on a lwer level.

(iii) that the Harijans are half willing to put up houses on the site and

(iv) that the land is a very fertile and valuable one and that cheap lands have to be acquired as per the policy of the Government.

None of the objections preferred by the Advocate is tenable.

I. It is a pressing necessity for Harijans to extend their cheri as they are living in crowded houses with very little living space. This has been verified by me and my predecessors of the Harijans is no excuse to drop the proceedings as the Harijans will put up such houses as their means permit.

II and III and IV. That this is a 'Dog in the manger Policy' without benefit to either the Harijan or the pattadar has no substance whatsoever. The Harijans are anxious to relieve themselves of the congestion and lose no time to occupy the land. In the interest of the public purpose it cannot be helped if it affects agricultural land. There is no less cheaper land which is equally convenient and it is only after the consideration ~~xx the land has~~ that this land has been selected. There is no question of insanitation as the land has been approved by the District Health Officer as suitable for habitation. None of the Objections therefore needs consideration.

I therefore submit the D.D. for approval and publication.

The land required has been subdivided and mapped. The site to be acquired and its boundaries have been described by as per the notations adopted in the temporary sub division sketches and statements. There are no differences to be reconciled between the D.N. and D.D.

The objections put in writing by the Advocate and the served notice under Section 5A of the L.A. act are submitted.

/true copy/

Superintendent

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NOTIFICATION.

R.F. XVIII-A-8—1,004—21-6-47.

UNDER section 6 of the Land Acquisition Act, His Excellency the Governor of Madras hereby declares that the land specified below and measuring acres 2.83, be the same a little more or less, is needed for a public purpose, to wit, for house sites for Harijans and under sections 3 and 7 of the same Act, the District Welfare officer Bellary is appointed to perform the functions of a Collector under the Act and directed to take order for the acquisition of the said land. ~~Under sub-section (1) of section 17 of the Act, His Excellency the Governor of Madras further directs that the possession of the said land may be taken on the expiry of 15 days from the date of the publication of the notice mentioned in section 3 (1) of the Act.~~ A plan of the land is kept in the office of the District Welfare officer Bellary and may be inspected at any time during office hours.

SCHEDULE.

District. (1)	Taluk. (2)	Village. (3)	Description of land, wet or dry, inam or poramboke, with Survey or Paimash number. (4)	Name of owner or occupier. (5)	Boundaries of the land required to be taken up. North. (6)	East. (7)	South. (8)	West. (9)	Extent to be taken up. (10)
									Acs.
Bellary	Bellary	Seedanagadda	Govt. Dry SNo 256A	Basalappa	SNo 267 and 380	380	256B	257	2.83

Sey to Govt

K Kuchuswamy
for Collector.

NOTE.—The Provision under the urgency clause should be deleted when not required.

[P.T.O.

Rural welfare Dept. VIII.

Memo. No. 3022-VIII-52-1 dated 2.2.52

Sub:- Land Acquisition - Harijan welfare - Bellary dt. and Tq. Seedaragadda vge. S.No. 256-A - Provision of house-sites for Harijans. D.D.

Ref:- Fwd. the Bd. of Rev. T. 9768/51-2 dt. 10.1.52

The Board of Rev. is requested to send a copy of the letter No. 10168-51-A-5 dated 19.12.51 of the Chr. Bellary as it has not been received along with its reference cited.

Dpd 5/2/52

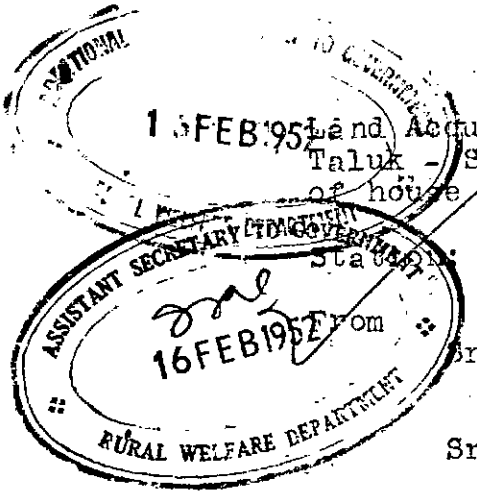
Ker 31-1-52

1.2

To the Bd. of Rev. Mds

31/1/52

Madras.



Revenue Department.

Subject.

Land Acquisition - (Bellary) - Harijan Welfare - Bellary Taluk - Seedaragadda village - S.No.256-A - Provision of house sites to Harijans - Draft Declaration.

Station: Madras. Ref.I.9768/51-3 dated 14-2-52.

From Sri N.C.Thomas, B.A., Jt. Secretary, Board of Revenue.

Sri W.R.S.Sattianathan, ICS., Commissioner of Land Revenue.

Ref:- Govt. Memo.3022-R.W.VIII/52-1 dated 2-2-52.

REFERENCE:

A copy of the letter No.10163/51-B5 dated 19-12-51 of the Collector of Bellary is submitted herewith with reference to the Government Memorandum cited.

For Jt. Secretary.

To The Secretary to Government, Rural Welfare Dept., with a copy of the Collector's letter dated 19-12-51.

k.t.a.14/2.

Copy of letter Rc.No.10163/51-B5 dated 19-12-51 from the Collector, Bellary.

Sub:- Land Acquisition - Harijan Welfare - (Bellary) - Bellary Tk. - Seedaragadda village - S.No.256-A - Provision of house sites - Draft declaration - Further report.

Ref:- Board's Ref.I.9763/51-1 dated 14-12-51.

I submit a copy of this office Rc.10163/51-B5 dated 19-6-51 to Government requesting the approval of the draft notification under section 4(1) of the L.A.Act. As stated therein the cost of acquisition will be met from Government Funds. The paying capacity of the Harijans was examined by the District Welfare Officer, Bellary and the Harijans were found to be too poor to bear any cost of acquisition. This fact was reported to Government in this office Rc.10163/51-B5 dated 27-9-51. There is sufficient allotment to meet the expenditure.

2. A copy of D.Dis.13171/49-L1 dated 30-11-51 of the District Welfare Officer Bellary is submitted herewith.

Sd. x x
for Collector.

(True copy)

Copy of Rc.10163/51-B5 dated 19-6-51 addressed to Government, Rural Welfare Dept., Madras.

As above.

The Harijans of Seedaragadda village in the Bellary Taluk have applied for a site for the construction of houses. A portion of S.No.256 measuring about A.C.2-80 (Govt. Dry) of that village has been selected and approved by the D.H.O., Bellary. The layout plan has also been approved by the Director of Town Planning. No more land is required for the extension of the scheme in the near future.

The approximate cost of acquisition is Rs.1150/- and the District Welfare Officer Bellary proposes to meet it from Government funds. I request that the Draft Notification under Section 4(1) of the L.A.Act submitted herewith in duplicate may be approved and published in the Fort. St. George Gazette.

Copy of D.Dis.13171/49-L1 dated 30-11-51 of the Dt. Welfare Officer, Bellary.

Sub:- As above.

Ref:- Collector's C.No.10163/51-B5 dated 16-10-51.

The D.N. in respect of acquisition of a portion S.No.256 of Seedaragadda village of Bellary Taluk for provision of house sites for Harijans was approved by the Government in G.O.No.1001 dated 5-10-51 and it has been published at page 1517 of Part (1) of F.S.G.G., Madras dated 23-10-51 and hearing of objection under 5-A of L.A. Act was posted to 29-11-51.

Government of Madras.

Abstract.

Land Acquisition - Harijan welfare - Bellary dt - Adoni Tk - Seedaragadda village - S.No. 256/A - Provision of house-sites for harijans - Draft declaration under section 6 of the Land Acquisition Act - Approved and published.

Rural Welfare Department.

G.O.Rt.No. 137 Dated the 25-2-52

Read again:

(M) G.O. Rt. No. 1001 - R.W. dated 5-10-51.

Read also:

1) from the Collector of Bellary, Rc. 10163-51-B.5. dt 5-12-51.

2) from the Board of Rev. I. 9768-51-2 dated 10-1-52.

do I. 9768-51-3 dated 14-2-52

Order.

The Govt agree with the Board of Revenue that the objections to the acquisition may be overruled.

2. The ~~draft notification under section 4(1)~~ draft declaration under section 6 ~~draft withdrawal notification under section 48(1)~~ of the Land Acquisition Act submitted by the Collector of Bellary with his letter read above, is approved and will be published in the Fort St.George Gazette.

(By Order of His Excellency the Governor)

O/C.

25-2-52

Secretary to Government.

To

22-2-52

The Superintendent, Government Press, with draft ~~notification~~ declaration in original for publication. (Para. 2 only)

The Board of Revenue, Madras.

The Collector of Bellary (with encls).

The Director of harijan Welfare, Madras.

26.2.52

AVG/21-9.

Note: P.T.O.,

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To A.S. Rural welfare Dept-VIII.

The proposal is to acquire an extent of Ac. 2-83 of land in Seedaragadda village, Bellary Taluk and district, for providing house-sites to the harijans. The draft notification under section 4(1) of the L.A. Act, was approved in G.O. Rt. 1001. A.W. dated 5-10-51. The Collector has now submitted the draft declaration under sec. 6 of the L.A. Act. Objections were received during the enquiry under sec. 5A. of the Act. Attention is invited to the objection petition at pp 73 of the file at 1.3 and the minutes and the Collector's remarks at Pp 1-2 of the file.

Collector's considers that there need no consideration. The Bd. of Rev. recommends that they may be over-ruled. Govt. may also agree. The draft order at p/ante. is submitted for approval.

Rev
22.2.52

23.2.52

25.2.52